

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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AMELIA GIORDANO,

Plaintiff,

v.

MGC MORTGAGE, INC., et al.,

Defendants.

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**Civil Action No. 21-18191-ES-AME**

**PRETRIAL SCHEDULING ORDER**

**THIS MATTER** having come before the Court for a scheduling conference pursuant to Rule 16 of the Federal Rules of Civil Procedure on March 3, 2022, and the parties having reviewed the Court's Civil Case Management Order as well as the Local Civil Rules, and for good cause shown,

**IT IS on this 14th day of March 2022,**

**ORDERED THAT** the next event in this matter will be a **telephonic status conference on August 15, 2022, at 2:00 p.m.**, to be held using the Court's teleconference line 866-434-5269, access code 1874589#. **Three business days prior to the conference, the parties shall file a joint status letter, not to exceed five pages double-spaced; and**

**IT IS FURTHER ORDERED**, that, in light of Plaintiff's pending loan modification application, which could resolve this matter, the Court **GRANTS** the parties' request to postpone the commencement of discovery in this action for 90-days. The below schedule incorporates that 90-day period. The parties are urged to make every reasonable effort to resolve this matter during that 90-day period; and

**IT IS FURTHER ORDERED** that this matter will proceed as follows:

- 1. Fact Discovery Deadline.** Fact discovery is to remain open through **December 30, 2022**. All fact witness depositions must be completed by the close of fact discovery. No discovery is to be issued or engaged in beyond that date, except upon application and for good cause shown.
- 2. Motions to Add New Parties.** Any motion to add new parties, whether by amended or third-party complaint, must be electronically filed no later than **November 15, 2022**.
- 3. Motions to Amend Pleadings.** Any motion to amend pleadings must be electronically filed no later than **November 15, 2022**.

4. **Rule 26 Disclosures.** The parties shall exchange disclosures pursuant to Rule 26 no later than **June 11, 2022**.
5. **Interrogatories.** The parties may serve interrogatories limited to **25** single questions including subparts, on or before **July 29, 2022**, which shall be responded to within 30 days of service, consistent with Federal Rule of Civil Procedure 33.
6. **Document Requests.** The parties may serve requests for production of documents on or before **July 29, 2022**, which shall be responded to within 30 days of service, consistent with Federal Rule of Civil Procedure 34.
7. **Depositions.** The number of depositions to be taken by each side, by the parties' agreement, shall not exceed **3**.
8. **Electronic Discovery.** The parties are directed to Rule 26(f), as amended, which, *inter alia*, addresses preservation of discoverable information, discovery of electronically stored information, and claims of privilege or work product protection. The parties are also directed to Local Civil Rule 26.1(d) which describes the obligations of counsel with regard to their clients' information management systems.
9. **Discovery Disputes.** Please refer to the Court's Civil Case Management Order.
10. **Motion Practice.** Please refer to the Court's Civil Case Management Order.
11. **Expert Reports.** All affirmative expert reports shall be delivered by **January 16, 2023**. All responsive expert reports shall be delivered by **March 3, 2023**. Depositions of all experts to be completed by **March 24, 2023**.
12. **Form and Content of Expert Reports.** All expert reports must comport with the form and content requirements set forth in Rule 26(a)(2)(B). No expert shall testify at trial as to any opinions or base those opinions on facts not substantially disclosed in the expert's report.
13. **Extensions and Adjournments.** Please refer to the Court's Civil Case Management Order.
14. **Protective Orders.** Any proposed confidentiality order agreed to by the parties must strictly comply with Rule 26(c), Local Civil Rule 5.3, and applicable case law. Please also refer to the Court's Civil Case Management Order.
15. **Local Rules.** The parties are directed to the Local Civil Rules for any other matter not addressed by this Order or the Court's Civil Case Management Order.

**16. FAILURE TO COMPLY WITH THE TERMS OF THIS ORDER OR ANY OTHER ORDERS WILL RESULT IN SANCTIONS.**

/s/ André M Espinosa

ANDRÉ M. ESPINOSA

United States Magistrate Judge